

**THIRTY-SECOND LEGISLATIVE DAY
THURSDAY, FEBRUARY 9, 2006**

House of Representatives

The House convened at 11:30 a.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent and excused -- Black. Total -- 1.
Total -- 70.

Prayer was offered by Representative Wills.

The Pledge of Allegiance was led by Nathan Barry, Page.

Approval of Journal

February 9, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Thirty-first Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

OFFICE OF THE GOVERNOR
Boise

February 8, 2006

The Honorable Bruce Newcomb
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House Bill, to wit:

H 440

/s/ Very truly yours,
DIRK A. KEMPTHORNE
Governor

February 8, 2006

Mr. Speaker:

I transmit herewith **S 1276** which has passed the Senate.
WOOD, Secretary

S 1276 was filed for first reading.

Report of Standing Committees

February 9, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **HJM 13, H 575, H 576, H 577, H 578, H 579, H 580, H 581, H 582, H 583, H 584, H 585, H 586, H 587, H 588, H 589, H 590, H 591, H 592, and HJR 4.**

FIELD(18), Chairman

HJM 13 was referred to the Education Committee.

H 575 was referred to the Appropriations Committee.

H 576 was referred to the Resources and Conservation Committee.

H 578 was referred to the Commerce and Human Resources Committee.

H 579, H 580, H 581, H 582, H 583, and H 589 were referred to the Judiciary, Rules, and Administration Committee.

H 584, H 585, H 586, H 587, and H 588 were referred to the Business Committee.

H 590, H 591, H 592, and HJR 4 were referred to the State Affairs Committee.

H 577 was filed for second reading.

February 9, 2006

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **H 468** and **H 476** and recommend that they do pass.

DEAL, Chairman

H 468 and **H 476** were filed for second reading.

February 9, 2006

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 421** and recommend that it do pass.

CROW, Chairman

H 421 was filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

**HOUSE CONCURRENT RESOLUTION NO. 34
BY HEALTH AND WELFARE COMMITTEE**

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE CONCERNING THE IMPACTS OF COLON CANCER ON THE CITIZENS OF IDAHO AND DECLARING THE MONTH OF MARCH AS "COLORECTAL CANCER AWARENESS

MONTH."

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, colorectal cancer in the United States is the second leading cause of cancer deaths in men and women combined; and

WHEREAS, it is estimated that in 2006, over 147,000 new cases of colorectal cancer will be diagnosed in the United States; and

WHEREAS, in 2006, the disease is expected to kill nearly 57,000 individuals in this country; and

WHEREAS, in 2005, there were approximately 540 new colorectal cancer cases diagnosed in Idaho; and

WHEREAS, screening for colorectal cancer is underutilized, and less than 50% of the individuals over the age of 50 years receive annual screenings for colorectal cancer; and

WHEREAS, regular screenings can save lives by detecting polyps that lead to colorectal cancer; and

WHEREAS, the benefits of early detection of colorectal cancer are dramatic, with a 5-year survival rate of 90% when it is found at an early stage and 66% when it has spread only to nearby organs or lymph nodes; and

WHEREAS, currently, only 38% of colon cancers are found at the earliest and most treatable stages and the 5-year survival rate is less than 10% when found at later stages; and

WHEREAS, the American Cancer Society is taking a leadership role in educating the public on the methods of prevention and symptoms for early detection; and

WHEREAS, the state and federal governments have a leadership role to play in fighting colon cancer through public education and improved awareness of early detection through screening.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-eighth Idaho Legislature, the House of Representatives and the Senate concurring therein, that we join in the designation of March 2006, as "Colorectal Cancer Awareness Month" and urge all citizens to recognize the importance of colon cancer screening and early detection in fighting this deadly disease.

HOUSE CONCURRENT RESOLUTION NO. 35

BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

PROVIDING LEGISLATIVE FINDINGS AND REQUESTING THE ATTORNEY GENERAL OF THE STATE OF IDAHO TO APPOINT SPECIAL COUNSEL TO BRING AN ACTION IN A COURT OF COMPETENT JURISDICTION TO DETERMINE WHETHER SECTIONS 67-429B AND 67-429C, IDAHO CODE, VIOLATE SECTION 20, ARTICLE III, OF THE CONSTITUTION OF THE STATE OF IDAHO OR ANY OTHER SECTIONS OF THE CONSTITUTION OF THE STATE OF IDAHO.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, Sections 67-429B and 67-429C, Idaho Code, approved by the Indian Gaming Initiative (Proposition One of 2002), propose to authorize the use of video gaming machines;

and

WHEREAS, the Idaho Supreme Court, subsequent to the enactment of Proposition One in 2002, has determined that the type of video gaming machines authorized by Sections 67-429B and 67-429C, Idaho Code, are slot machines, and as such would violate Section 20, Article III, of the Constitution of the State of Idaho; and

WHEREAS, Section 20, Article III, of the Constitution of the State of Idaho states that all gambling is contrary to public policy and is strictly prohibited except for (a) a state lottery authorized by state law; (b) pari-mutuel betting authorized by state law; and (c) bingo raffle games operated by qualified, charitable organizations authorized by state law, and that even those three gambling exceptions are prohibited from employing "any form of casino gambling including, but not limited to, blackjack, craps, roulette, poker, baccarat, keno and slot machines, or employ any electronic or electromechanical imitation or simulation of any form of casino gambling"; and

WHEREAS, the Indian gaming authorized in Sections 67-429B and 67-429C, Idaho Code, by their express terms, appear to explicitly authorize the Indian tribes to engage in an electronic or electromechanical imitation or simulation of a form of casino gaming contrary to Section 20, Article III, of the Constitution of the State of Idaho and other sections of the Constitution of the State of Idaho.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-eighth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Attorney General of the State of Idaho is requested to appoint special counsel to bring an action in a court of competent jurisdiction to determine whether Sections 67-429B and 67-429C, Idaho Code, violate Section 20, Article III, of the Constitution of the State of Idaho or any other sections of the Constitution of the State of Idaho.

HCR 34 and **HCR 35** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 593

BY AGRICULTURAL AFFAIRS COMMITTEE

AN ACT

RELATING TO SMOKE MANAGEMENT AND CROP RESIDUE DISPOSAL; AMENDING SECTION 22-4802, IDAHO CODE, TO REVISE THE DEFINITION OF "CROP RESIDUE."

HOUSE BILL NO. 594

BY AGRICULTURAL AFFAIRS COMMITTEE

AN ACT

RELATING TO NOXIOUS WEEDS; AMENDING SECTION 22-2402, IDAHO CODE, TO DEFINE TERMS AND TO REVISE DEFINITIONS; AMENDING SECTION 22-2403, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS AND TO REVISE THE DUTIES OF THE DIRECTOR OF THE DEPARTMENT OF AGRICULTURE RELATING TO

NOXIOUS WEEDS; AMENDING SECTION 22-2404, IDAHO CODE, TO REVISE THE DIRECTOR'S AUTHORIZED POWERS RELATING TO NOXIOUS WEEDS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 22-2405, IDAHO CODE, TO REVISE THE DUTIES OF COUNTIES RELATING TO NOXIOUS WEEDS; AMENDING SECTION 22-2407, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE PURPOSES OF NOXIOUS WEED CONTROL AS IT REGARDS LANDOWNERS AND CITIZENS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 22-2409, IDAHO CODE, TO PROVIDE AND REVISE PENALTY PROVISIONS FOR VIOLATIONS; AND AMENDING SECTION 22-2411, IDAHO CODE, TO PROVIDE THAT THE CONTROL OF NOXIOUS AQUATIC PLANTS MAY BE CARRIED OUT UNDER THE GENERAL SUPERVISION OF PUBLIC BODIES.

HOUSE BILL NO. 595
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT

RELATING TO THE ALFALFA AND CLOVER SEED COMMISSION; AMENDING SECTION 22-4203, IDAHO CODE, TO STRIKE DEFINITIONS RELATING TO DISTRICTS; AMENDING SECTION 22-4205, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE COMPOSITION OF GROWER NOMINATING COMMITTEES APPOINTED BY THE DEPARTMENT OF AGRICULTURE; AND AMENDING SECTION 22-4215, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DISBURSEMENT OF MONEYS FROM THE ACCOUNTS OF THE IDAHO ALFALFA AND CLOVER COMMISSION.

HOUSE BILL NO. 596
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT

RELATING TO ANIMALS; AMENDING SECTION 25-236, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE POSSESSION, SALE, TRADE, BARTER, EXCHANGE AND IMPORTATION OF CERTAIN ANIMALS IN IDAHO; AMENDING SECTION 25-3001, IDAHO CODE, TO REVISE THE DEFINITION OF DOMESTIC FUR-BEARING ANIMALS, TO REVISE PROVISIONS RELATING TO THOSE PREMISES DEEMED FARMS, FUR FARMS OR FUR RANCHES AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 36-711, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DEFINITIONS OF DOMESTIC FUR-BEARING ANIMALS AND DOMESTIC CERVIDAE.

HOUSE BILL NO. 597
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT

RELATING TO THE IDAHO BEAN COMMISSION; AMENDING SECTION 22-2919, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DISBURSEMENT OF MONEYS FROM THE ACCOUNTS OF THE IDAHO BEAN COMMISSION AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 598
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT

RELATING TO THE RIGHT TO FARM; AMENDING SECTION 22-4503, IDAHO CODE, TO PROVIDE FOR THE AWARD OF REASONABLE COSTS AND ATTORNEY'S FEES TO AGRICULTURAL OPERATIONS THAT PREVAIL IN ACTIONS ALLEGING NUISANCE.

HOUSE BILL NO. 599
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT

RELATING TO THE IDAHO HORSE BOARD; AMENDING SECTION 25-2505, IDAHO CODE, TO REVISE PROVISIONS RELATING TO ASSESSMENTS ON HORSES, TO PROVIDE THAT IDAHO HORSE BOARD PAID ASSESSMENT CARDS SHALL BE EVIDENCE TO THE STATE BRAND BOARD THAT ASSESSMENTS HAVE BEEN PAID AND TO PROVIDE A PERIOD OF VALIDITY FOR IDAHO HORSE BOARD PAID ASSESSMENT CARDS; AND AMENDING SECTION 25-2510, IDAHO CODE, TO REVISE PROVISIONS AND PROCEDURES REGARDING REFERENDUMS RELATING TO HORSE OWNER MANDATORY ASSESSMENTS.

HOUSE BILL NO. 600
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT

RELATING TO PESTICIDES AND CHEMIGATION; AMENDING CHAPTER 34, TITLE 22, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 22-3427, IDAHO CODE, TO REQUIRE THE POSTING OF PESTICIDE SAFETY INFORMATION FOR AGRICULTURAL WORKERS; AND AMENDING CHAPTER 34, TITLE 22, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 22-3428, IDAHO CODE, TO REQUIRE THE POSTING OF PESTICIDE APPLICATION NOTICES.

HOUSE BILL NO. 601
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO THE MILITARY VETERAN MOTORCYCLE LICENSE PLATE; AMENDING SECTION 49-418D, IDAHO CODE, TO REVISE THE DATE OF AVAILABILITY OF THE PLATE AND TO REVISE PROVISIONS FOR APPROVAL OF THE PLATE DESIGN AND NUMBERING SYSTEM; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 602
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO MOTOR VEHICLE REGISTRATION; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-454, IDAHO CODE, TO ESTABLISH THE PROJECT CHOICE FEE, TO PROVIDE FOR DEPOSIT OF THE FEE AND TO PROVIDE FOR APPLICATION; AMENDING SECTION 49-402B,

IDAHO CODE, TO REFERENCE THE PROJECT CHOICE FEE FOR PURPOSES OF BIENNIAL REGISTRATION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 603

BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO GOVERNANCE OF UTILITY TYPE VEHICLES; AMENDING SECTION 67-7101, IDAHO CODE, TO DEFINE "UTILITY TYPE VEHICLE"; AMENDING SECTION 67-7122, IDAHO CODE, TO GOVERN REGISTRATION REQUIREMENTS; AMENDING SECTION 67-7128, IDAHO CODE, TO PROVIDE REPRESENTATION ON THE OFF-ROAD MOTOR VEHICLE ADVISORY COMMITTEE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-105, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 49-122, IDAHO CODE, TO DEFINE "UTILITY TYPE VEHICLE"; AMENDING SECTION 49-501, IDAHO CODE, TO GOVERN TITLING REQUIREMENTS FOR UTILITY TYPE VEHICLES AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 49-1608, IDAHO CODE, TO PROVIDE APPLICATION TO DEALERS OF UTILITY TYPE VEHICLES AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 604

BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO PERMITS FOR OVERSIZE AND OVERWEIGHT VEHICLE LOADS; AMENDING SECTION 49-1004, IDAHO CODE, TO PROVIDE A DESIGNATED PILOT PROJECT ROUTE ON A PORTION OF STATE HIGHWAY 38; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 605

BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO SPECIAL MOTOR VEHICLE LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CODE REFERENCE; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-416D, IDAHO CODE, TO ESTABLISH AN IDAHO STATE HISTORIC PRESERVATION SPECIAL LICENSE PLATE PROGRAM; AMENDING CHAPTER 41, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-4129B, IDAHO CODE, TO PROVIDE FOR THE CREATION OF AN IDAHO HISTORIC PRESERVATION AND CULTURAL ENHANCEMENT FUND; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 606

BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO SPECIAL MOTOR VEHICLE LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CODE REFERENCE; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-418E, IDAHO CODE, TO ESTABLISH AN

IDAHO ELKS REHABILITATION HOSPITAL SPECIAL LICENSE PLATE PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 607

BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO SPECIAL MOTOR VEHICLE LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CODE REFERENCE; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-416E, IDAHO CODE, TO ESTABLISH A BREAST CANCER EDUCATION AND SCREENING SPECIAL LICENSE PLATE PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 608

BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO SPECIAL MOTOR VEHICLE LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CODE REFERENCE; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-415C, IDAHO CODE, TO ESTABLISH A NATIONAL RIFLE ASSOCIATION SPECIAL LICENSE PLATE PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 609

BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO SPECIAL LICENSE PLATE PROGRAMS; AMENDING SECTION 49-402C, IDAHO CODE, TO PROVIDE FOR COLLECTION OF A SIX THOUSAND DOLLAR NONREFUNDABLE FEE FROM THE SPONSORING ENTITY OF ANY SPECIAL LICENSE PLATE PROGRAM APPROVED AFTER JANUARY 1, 2007, AND TO PROVIDE FOR DEPOSIT OF THE FEE AND ALL PROCEEDS FROM THE SALE OF THE SPECIALTY PLATE PROGRAM APPROVED AFTER JANUARY 1, 2007, TO THE STATE HIGHWAY ACCOUNT.

HOUSE BILL NO. 610

BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO APPORTIONMENT OF FUNDS FROM THE HIGHWAY DISTRIBUTION ACCOUNT TO LOCAL UNITS OF GOVERNMENT; AMENDING SECTION 40-709, IDAHO CODE, TO PROVIDE DISTRIBUTION IF REVENUES DO NOT MEET THE PREVIOUS YEAR'S REVENUES AND TO PROVIDE THAT CITIES SHALL NOT RECEIVE LESS MONEY THAN THEY RECEIVED IN THE PREVIOUS FISCAL YEAR FROM THE HIGHWAY DISTRIBUTION ACCOUNT IF REVENUES IN THE HIGHWAY DISTRIBUTION ACCOUNT MEET OR EXCEED THE PREVIOUS FISCAL YEAR'S REVENUES AND TO PROVIDE FOR SURPLUS DISTRIBUTION.

HOUSE BILL NO. 611

BY HEALTH AND WELFARE COMMITTEE**AN ACT**

RELATING TO PHARMACISTS; AMENDING SECTION 54-1733, IDAHO CODE, TO REVISE PROVISIONS APPLICABLE TO THE VALIDITY OF PRESCRIPTION DRUG ORDERS.

HOUSE BILL NO. 612**BY HEALTH AND WELFARE COMMITTEE****AN ACT**

RELATING TO DAYCARE PROGRAMS; AMENDING SECTION 39-1101, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 39-1102, IDAHO CODE, TO DEFINE TERMS AND TO REVISE DEFINITIONS; AMENDING SECTION 39-1103, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 39-1104, IDAHO CODE, TO REVISE THE AGE REQUIREMENT FOR A PERSON SUBMITTING AN APPLICATION TO OPERATE A DAYCARE PROGRAM AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 39-1105, IDAHO CODE, TO REQUIRE CRIMINAL HISTORY BACKGROUND CHECKS FOR SPECIFIED INDIVIDUALS, TO REQUIRE REGISTERED SEX OFFENDER DISCLOSURES, TO PROHIBIT IMMEDIATE FAMILY MEMBERS WHO ARE REGISTERED SEX OFFENDERS FROM BEING ON THE PREMISES WHILE CHILDREN PARTICIPATING IN A DAYCARE PROGRAM ARE PRESENT AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 39-1106, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 39-1107, IDAHO CODE, TO REVISE LICENSE FEES, TO REMOVE A FEE REDUCTION PROVISION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-1109, IDAHO CODE, TO PROVIDE A REQUIREMENT FOR A TELEPHONE TO BE LOCATED ON THE PREMISES, TO REMOVE A SEPARATE STANDARDS REQUIREMENT, TO PROVIDE THAT ONLY STAFF PROVIDING DIRECT SUPERVISION TO CHILDREN BE COUNTED IN COMPUTING CHILD TO STAFF RATIOS, TO PROVIDE FOR CHILD TO STAFF RATIOS AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 39-1110, IDAHO CODE, TO REQUIRE THAT SPECIFIED AREAS BE MAINTAINED IN A SAFE CONDITION, TO DELETE REFERENCE TO EMERGENCY COMMUNICATION SYSTEM, TO REVISE AND ADD TO DAYCARE PROGRAM HEALTH STANDARDS AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 39-1111, IDAHO CODE, TO DELETE A CODE REFERENCE; AMENDING SECTION 39-1113, IDAHO CODE, TO PERMIT THE DEPARTMENT OF HEALTH AND WELFARE TO DENY, SUSPEND OR REVOKE A LICENSE UPON FINDINGS OF ILLEGAL ACTIVITY, ACTIVITY DETRIMENTAL TO THE PUBLIC HEALTH, SAFETY OR WELFARE, OR ACTIVITY THAT THREATENS THE HEALTH OR SAFETY OF A CHILD ENROLLED IN THE PROGRAM, TO ADD TO THE SPECIFIED CRIMES PRECLUDING ELIGIBILITY FOR A LICENSE AND TO PROVIDE CORRECT TERMINOLOGY; REPEALING

SECTION 39-1114, IDAHO CODE, RELATING TO EXCEPTION TO LICENSURE; AMENDING SECTION 39-1115, IDAHO CODE, TO PROVIDE FOR A GRACE PERIOD TO COME INTO COMPLIANCE WITH LICENSURE REQUIREMENTS AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTIONS 39-1116 AND 39-1117, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 39-1118, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 39-1119, IDAHO CODE, TO REVISE TRAINING HOUR REQUIREMENTS, TO REQUIRE ADDITIONAL SPECIFIED TRAINING AND TO PROVIDE CORRECT TERMINOLOGY.

HOUSE BILL NO. 613**BY HEALTH AND WELFARE COMMITTEE****AN ACT**

RELATING TO THE BOARD OF PHARMACY; AMENDING SECTION 37-2709, IDAHO CODE, TO PROVIDE FOR A COMMON DRUG NAME AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 614**BY HEALTH AND WELFARE COMMITTEE****AN ACT**

RELATING TO THE BOARD OF PHARMACY; AMENDING SECTION 9-340C, IDAHO CODE, TO PROVIDE A PROPER CODE REFERENCE IN THE PUBLIC RECORDS ACT; AMENDING SECTION 37-2726, IDAHO CODE, TO PERMIT THE BOARD OF PHARMACY TO ESTABLISH THE FORMAT FOR ELECTRONICALLY FILED CONTROLLED SUBSTANCES PRESCRIPTIONS, TO REQUIRE THE BOARD TO ESTABLISH BY RULE THE INFORMATION TO BE SUBMITTED, TO REQUIRE THE BOARD TO CREATE, OPERATE AND MAINTAIN A CONTROLLED SUBSTANCES PRESCRIPTIONS DATABASE, TO PROVIDE FOR PURPOSE AND PROCEDURE, TO SPECIFY THE INDIVIDUALS TO WHOM INFORMATION IN THE DATABASE MUST BE AVAILABLE, TO REQUIRE THE BOARD TO MAINTAIN RECORDS ON INFORMATION DISCLOSED FROM THE DATABASE, TO REQUIRE THE BOARD TO PROMULGATE RULES TO LIMIT DATABASE ACCESS TO AUTHORIZED INDIVIDUALS, TO PROVIDE FOR THE ASSUMPTION OF COSTS ASSOCIATED WITH RECORDING AND SUBMITTING DATA AND TO PROVIDE FOR DEFINITIONS; AND AMENDING SECTION 37-2730A, IDAHO CODE, TO REQUIRE DISCLOSURE PRESCRIPTION TRACKING PROGRAM INFORMATION TO INDIVIDUALS AND PERSONS LISTED, TO PERMIT DISCLOSURE OF INFORMATION TO LISTED AGENCIES AND BOARDS, TO REMOVE ADDITIONAL DISCRETIONARY AUTHORITY TO RELEASE INFORMATION AND TO REMOVE CONFIDENTIALITY PROVISIONS.

HOUSE BILL NO. 615**BY HEALTH AND WELFARE COMMITTEE****AN ACT**

RELATING TO MENTAL HEALTH PARITY IN STATE

GROUP INSURANCE; TO STATE LEGISLATIVE FINDINGS; AMENDING CHAPTER 57, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5761A, IDAHO CODE, TO PROVIDE THAT STATE EMPLOYEES AND THEIR FAMILIES NOT BE DISCRIMINATED AGAINST IN MENTAL HEALTH GROUP DISABILITY INSURANCE BENEFITS OR GROUP HEALTH CARE SERVICE COVERAGE, TO DEFINE TERMS AND TO PROVIDE COVERAGE REQUIREMENTS; AND TO PROVIDE FOR A REPORT TO THE LEGISLATURE.

HOUSE BILL NO. 616
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO CORONERS; AMENDING CHAPTER 28, TITLE 31, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 31-2810, IDAHO CODE, TO REQUIRE AUTOPSIES TO BE PERFORMED IN CERTAIN CASES IN WHICH CREUTZFELDT-JAKOB DISEASE IS SUSPECTED AND TO REQUIRE THAT THE FINDINGS OF SUCH AUTOPSIES BE REPORTED TO THE DEPARTMENT OF HEALTH AND WELFARE.

HOUSE BILL NO. 617
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO CONTROLLED SUBSTANCES; AMENDING SECTION 37-2711, IDAHO CODE, TO ADD CARISOPRODOL TO SCHEDULE IV OF IDAHO CONTROLLED SUBSTANCE SCHEDULES.

HOUSE BILL NO. 618
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO HEALTH CARE FACILITIES; AMENDING CHAPTER 14, TITLE 39, IDAHO CODE, BY THE ADDITION OF NEW SECTIONS 39-1418, 39-1419, 39-1420, 39-1421 AND 39-1422, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE DEFINITIONS, TO REQUIRE THAT EACH INDIVIDUAL HEALTH CARE FACILITY SUBMIT A QUARTERLY INFECTION RATE REPORT TO THE DEPARTMENT OF HEALTH AND WELFARE, TO SPECIFY INFORMATION TO BE SUBMITTED, TO REQUIRE THAT THE REPORTS BE MADE PUBLIC, TO REQUIRE EACH INDIVIDUAL HEALTH CARE FACILITY TO SUBMIT AN ANNUAL REPORT TO THE DEPARTMENT AND TO THE PUBLIC HEALTH DISTRICT IN WHICH THE FACILITY IS LOCATED, TO REQUIRE THE DEPARTMENT TO EVALUATE THE SUBMITTED DATA ON A REGULAR BASIS, TO REQUIRE THAT THE HEALTH CARE FACILITY'S ANNUAL REPORT BE MADE PUBLIC, TO PROVIDE FOR THE APPOINTMENT OF AN ADVISORY COMMITTEE AND TO PROVIDE ITS MEMBERSHIP AND ITS RESPONSIBILITIES, TO REQUIRE THAT THE DEPARTMENT SUBMIT ANNUAL REPORTS, TO PROVIDE THE PROCEDURE FOR SO DOING AND TO REQUIRE THAT THE DEPARTMENT'S ANNUAL REPORT BE MADE PUBLIC AND TO PROVIDE FOR PRIVACY OF

INDIVIDUAL INFORMATION CONTAINED IN THE HEALTH CARE FACILITY AND THE DEPARTMENT REPORTS.

HOUSE BILL NO. 619
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO THE PHYSICAL THERAPY PRACTICE ACT; AMENDING SECTION 54-2203, IDAHO CODE, TO DEFINE TERMS AND REVISE DEFINITIONS; AMENDING SECTION 54-2205, IDAHO CODE, TO REVISE PROVISIONS APPLICABLE TO THE ESTABLISHMENT OF THE PHYSICAL THERAPY LICENSURE BOARD; AMENDING CHAPTER 22, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-2206, IDAHO CODE, TO PROVIDE FOR THE POWERS AND DUTIES OF THE BOARD; AMENDING SECTION 54-2206, IDAHO CODE, TO REDESIGNATE THE SECTION, TO REMOVE LANGUAGE REQUIRING AN APPLICANT TO FURNISH REFERENCES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2207, IDAHO CODE, TO REDESIGNATE THE SECTION; AMENDING SECTION 54-2208, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2209, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE A CODE REFERENCE; AMENDING SECTION 54-2210, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE A CODE REFERENCE; AMENDING SECTION 54-2211, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2212, IDAHO CODE, TO REDESIGNATE THE SECTION; AMENDING SECTION 54-2213, IDAHO CODE, TO REDESIGNATE THE SECTION, TO REVISE PROVISIONS APPLICABLE TO LICENSE RENEWAL AND TO REVISE A CODE REFERENCE; AMENDING SECTION 54-2214, IDAHO CODE, TO REDESIGNATE THE SECTION, TO REVISE DESCRIPTIVE LANGUAGE AND TO REVISE PROVISIONS APPLICABLE TO THE RENEWAL AND REINSTATEMENT OF LICENSES; AMENDING SECTIONS 54-2215, 54-2216 AND 54-2217, IDAHO CODE, TO REDESIGNATE THE SECTIONS; AMENDING SECTION 54-2218, IDAHO CODE, TO REDESIGNATE THE SECTION, TO REVISE THE GROUNDS FOR DISCIPLINARY ACTION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-2219, IDAHO CODE, TO REDESIGNATE THE SECTION, TO REVISE PROVISIONS APPLICABLE TO DISCIPLINE ACTIONS AND PROCEDURES AND TO REMOVE REFERENCES TO THE LICENSURE BOARD; AMENDING SECTION 54-2220, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE PROVISIONS APPLICABLE TO CENSURE OR REPRIMAND BY THE BOARD; AMENDING SECTIONS 54-2221 AND 54-2222, IDAHO CODE, TO REDESIGNATE THE SECTIONS; AMENDING CHAPTER 22, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-2224, IDAHO CODE, TO PROVIDE FOR THE DISPOSITION OF RECEIPTS AND PAYMENT OF EXPENSES; AMENDING SECTION 67-2601, IDAHO CODE, TO PROVIDE THAT THE

DEPARTMENT OF SELF-GOVERNING AGENCIES SHALL INCLUDE THE IDAHO PHYSICAL THERAPY LICENSURE BOARD, TO REMOVE A REFERENCE TO THE LICENSURE BOARD AS ASSOCIATED WITH THE BOARD OF MEDICINE AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 67-2602, IDAHO CODE, TO EMPOWER THE BUREAU OF OCCUPATIONAL LICENSES TO ENTER A WRITTEN AGREEMENT WITH THE PHYSICAL THERAPY LICENSURE BOARD.

HOUSE BILL NO. 620
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO THE OPEN MEETING LAW; AMENDING SECTION 67-2345, IDAHO CODE, TO PROVIDE THAT AN EXECUTIVE SESSION MAY BE HELD BY A GOVERNING BODY OF A PUBLIC AGENCY TO CONSULT WITH ITS LEGAL COUNSEL FOLLOWING THE COMMENCEMENT OF LITIGATION IN WHICH THE GOVERNING BODY IS A PARTY OR WHERE LITIGATION IS PROBABLE AND TO PROVIDE WHEN LITIGATION IS PROBABLE; AMENDING SECTION 67-2347, IDAHO CODE, TO INCREASE MONETARY PENALTIES, TO ALLOW CERTAIN PRIVATE ACTIONS IN THE EVENT OF A VIOLATION OF THE OPEN MEETING LAW AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 621
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO THE IDAHO TOBACCO MASTER SETTLEMENT AGREEMENT COMPLEMENTARY ACT; AMENDING SECTION 39-8402, IDAHO CODE, TO REVISE THE DEFINITION OF "STAMPING AGENT" AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 622
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO PUBLICATION REQUIREMENTS; AMENDING SECTIONS 18-8324 AND 21-504, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 21-805B, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 22-201, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 22-302, 22-1202 AND 22-2405, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 22-3604 AND 22-3704, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 22-4301 AND 27-106, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 27-112 AND 27-118, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE

TECHNICAL CORRECTIONS; AMENDING SECTIONS 27-126, 31-202, 31-407 AND 31-808, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 31-819 AND 31-903, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 31-1003, 31-1404 AND 31-1411, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 31-1411A, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 31-1417A, 31-1419A AND 31-1427, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 31-1435, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-1604, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO REVISE TERMINOLOGY; REPEALING SECTION 31-2306, IDAHO CODE, RELATING TO JOINT STATEMENT BY AUDITOR AND TREASURER; AMENDING SECTION 31-3601, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTIONS 31-3616A, 31-3908, 31-4118, 31-4304, 31-4330, 31-4505 AND 31-4510, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 31-4701, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 34-602, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 34-1405 AND 38-505, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 38-809, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 38-1017, 38-1020 AND 38-1025, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-128, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-423, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 39-1319, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 39-1322 AND 39-1323, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 39-1328, 39-1340, 39-2802, 39-2810, 39-5806, 39-5814, 39-7408 AND 39-7408D, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 39-7411 AND 39-7910, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 50-227, 50-326 AND 50-1708, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS;

AMENDING SECTION 50-1752, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 50-2006, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTIONS 50-2008, 50-2011 AND 50-2012, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 50-2202, 50-2605, 50-2718 AND 50-2906, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS; AMENDING SECTION 60-105, IDAHO CODE, TO REVISE PROVISIONS APPLICABLE TO RATES FOR OFFICIAL NOTICES AND TO MAKE A TECHNICAL CORRECTION; REPEALING SECTION 60-106, IDAHO CODE, RELATING TO QUALIFICATIONS OF NEWSPAPERS PRINTING LEGAL NOTICES; AMENDING CHAPTER 1, TITLE 60, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 60-106, IDAHO CODE, TO SET FORTH REQUIREMENTS FOR LEGAL NOTICES AND QUALIFICATIONS OF NEWSPAPERS PRINTING LEGAL NOTICES; AND AMENDING SECTIONS 63-810, 63-1005, 63-1102, 67-913, 67-2321, 67-2323, 67-6509 AND 67-6538, IDAHO CODE, TO REVISE NOTICE PUBLICATION REQUIREMENTS.

HOUSE BILL NO. 623
BY EDUCATION COMMITTEE
AN ACT

RELATING TO KINDERGARTENS; REPEALING SECTION 33-208, IDAHO CODE, WHICH PROVIDED THAT IT SHALL NOT BE COMPULSORY FOR INDIVIDUAL SCHOOL DISTRICTS TO ESTABLISH A KINDERGARTEN PROGRAM AND IT SHALL NOT BE MANDATORY FOR A CHILD WHO IS ELIGIBLE BY AGE FOR ATTENDANCE TO ENROLL IN AN ESTABLISHED PUBLIC KINDERGARTEN.

HOUSE BILL NO. 624
BY EDUCATION COMMITTEE
AN ACT

RELATING TO SCHOOL PROPERTY; AMENDING SECTION 33-601, IDAHO CODE, TO PROVIDE THAT SCHOOL PROPERTY WITH AN ESTIMATED VALUE OF LESS THAN FIVE HUNDRED DOLLARS MAY BE DISPOSED OF BY AN EMPLOYEE OF THE DISTRICT EMPOWERED BY THE BOARD TO DISPOSE OF SUCH PROPERTIES.

HOUSE BILL NO. 625
BY EDUCATION COMMITTEE
AN ACT

RELATING TO PUBLIC CHARTER SCHOOLS; AMENDING SECTION 33-5210, IDAHO CODE, TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT RULES ON SATISFACTORY PROOF OF ADDRESS FOR CHILDREN ATTENDING PUBLIC VIRTUAL SCHOOLS.

HOUSE BILL NO. 626
BY EDUCATION COMMITTEE
AN ACT

RELATING TO SCHOOL DISTRICTS; AMENDING CHAPTER 5, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-521, IDAHO CODE, TO STATE PUBLIC POLICY, TO PROVIDE IMMUNITY TO THE SCHOOL DISTRICT, ITS CONTRACTORS AND EMPLOYEES FROM LIABILITY FOR ANY CIVIL ACTION ARISING OUT OF THE CONDUCT OF AN EXTRACURRICULAR ACTIVITY AND TO PROVIDE EXCEPTIONS AND CONDITIONS.

H 593, H 594, H 595, H 596, H 597, H 598, H 599, H 600, H 601, H 602, H 603, H 604, H 605, H 606, H 607, H 608, H 609, H 610, H 611, H 612, H 613, H 614, H 615, H 616, H 617, H 618, H 619, H 620, H 621, H 622, H 623, H 624, H 625, and H 626 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1276, by Stennett, Marley, Malepeai, Werk, Kelly, Langhorst, and Burkett, was introduced, read the first time by title, and referred to the Local Government Committee.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

H 414, H 415, and H 556, by State Affairs Committee, were read the second time by title and filed for third reading.

H 422, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 517 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nonini to open debate.

The question being, "Shall **H 517** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Boe, Bolz, Brackett, Bradford, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydallch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 66.

NAYS -- Cannon, Smith(24). Total -- 2.

Absent and excused -- Black, Harwood. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 517** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 453 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hart to open debate.

The question being, "Shall **H 453** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Black, Harwood. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 453** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Deal asked unanimous consent that **H 454** be referred to the Revenue and Taxation Committee. There being no objection, it was so ordered.

H 434 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Stevenson to open debate.

The question being, "Shall **H 434** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Black. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 434** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 488 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Boe and Mr. Bayer to open debate.

The question being, "Shall **H 488** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 68.

NAYS -- Mr. Speaker. Total -- 1.

Absent and excused -- Black. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 488** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 477 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **H 477** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Black. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 477** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 8 a.m., Friday, February 10, 2006. Seconded by Mr. Sayler. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:16 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk